

FILED

JAY T. KIMURA 2497  
Prosecuting Attorney

JASON M. SKIER 7348  
Deputy Prosecuting Attorney  
County of Hawai'i  
34 Rainbow Drive  
Hilo, Hawai'i 96720

2007 JUN -7 PM 1:06

C. OKAWA, CLERK  
THIRD CIRCUIT COURT  
STATE OF HAWAII

Tel No.: 961-0466

Attorneys for State of Hawai'i

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

STATE OF HAWAI'I	)	CR. NO. 05-1-0402
	)	
vs.	)	PETITION FOR WRIT OF
	)	HABEAS CORPUS AD
	)	PROSEQUENDUM; ORDER
MICHAEL MIYASATO,	)	DIRECTING ISSUANCE OF
	)	WRIT OF HABEAS CORPUS
	)	AD PROSEQUENDUM; WRIT
Defendant.	)	OF HABEAS CORPUS AD
	)	PROSEQUENDUM
	)	

PETITION FOR WRIT OF HABEAS CORPUS  
AD PROSEQUENDUM

TO THE HONORABLE GREG K. NAKAMURA, JUDGE OF THE  
ABOVE-ENTITLED COURT:

Comes now the STATE OF HAWAI'I, by JASON M. SKIER, Deputy  
Prosecuting Attorney of the County and State of Hawai'i, and respectfully alleges  
as follows:

I hereby certify that this is a full, true and correct  
copy of the original on file in this office.

*C. Okawa*

Clerk, Third Circuit Court, State of Hawaii

EXHIBIT B

1. That an Indictment for Promoting a Dangerous Drug in the Third Degree and Prohibited Acts Related to Drug Paraphernalia against MICHAEL MIYASATO was filed on October 13, 2005, in the Circuit Court of the Third Circuit, Hilo, Hawai'i;

2. That Defendant has a change of plea and sentencing hearing scheduled for Friday, June 29, 2007, at 11:30 a.m. before the Honorable Greg K. Nakamura, in Courtroom No. 1, in the Circuit Court of the Third Circuit.

3. That said Defendant is currently in the custody of the Federal Detention Center, Honolulu, Hawai'i; and

WHEREFORE, Applicant prays that the Clerk of this Court be instructed to issue a Writ of Habeas Corpus ad Prosequendum to Warden, John T. Rathman, Federal Detention Center, or his designee, forthwith to make available to State officials on June 29, 2007, the body of MICHAEL MIYASATO for the purpose of a change of plea and sentencing; and

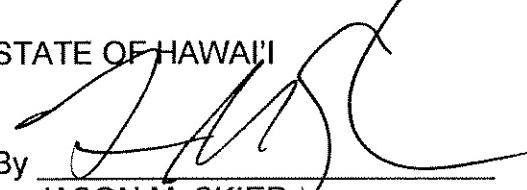
STATE OF HAWAII OFFICIALS, upon taking custody of the same MICHAEL MIYASATO, to:

1. bring the same MICHAEL MIYASATO before the Presiding Judge of the Circuit Court of the Third Circuit as scheduled on June 29, 2007 at 11:30 a.m., until completed; and

2. after completion of said hearing, transport the Defendant to the Hawai'i County Police Department, 349 Kapiolani St., Hilo, Hawaii for processing of identification purposes, and thereafter

3. return the said MICHAEL MIYASATO to the Federal Detention Center, Honolulu, Hawai'i, into the custody of the Warden, John T. Rathman, Federal Detention Center, or his designee, as soon as practicable and immediately thereafter.

Dated: Hilo, Hawai'i, JUN 01 2007.

STATE OF HAWAII  
By   
JASON M. SKIER  
Deputy Prosecuting Attorney

ORDER DIRECTING ISSUANCE OF WRIT OF HABEAS  
CORPUS AD PROSEQUENDUM

GOOD CAUSE APPEARING THEREFOR, IT IS HEREBY ORDERED that the Clerk of this Court be and hereby is instructed to issue a Writ of Habeas Corpus ad Prosequendum prayed for in the foregoing Petition.

Dated: Hilo, Hawai'i, JUN - 7 2007.

GREG K. NAKAMURA  
Judge of the above-entitled Court

